

| 1 | Plaintiff's Counsel: | | |
|----|---|---|--|
| 2 | Jayne Conroy Hanly Conroy Bierstein Sheridan | | |
| 3 | Fisher & Hayes LLP 112 Madison Avenue | | |
| 4 | New York New York 10016-7416 (212) 784-6400 | | |
| 5 | (212) 284-6420 (fax) | | |
| 6 | -and- | | |
| 7 | SimmonsCooper LLC 707 Berkshire Blvd. | | |
| 8 | East Alton, IL 62024 (618) 259-2222 | | |
| 9 | (212) 259-2251 (Fax) | | |
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| 10 | UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA SAN FRANCISCO DIVISION | | |
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| 14 | IN RE: BEXTRA AND CELEBREX | Case No. M:05-CV-01699-CRB | |
| 15 | MARKETING SALES PRACTICES, AND PRODUCT LIABILITY | MDL NO. 1699 | |
| 16 | LITIGATION | STIPULATION AND ORDER OF DISMISSAL | |
| 17 | This Document Relates To: | WITH PREJUDICE | |
| 18 | Jerry W. and Sandra Vaughn, vs. Pfizer, Inc.,. | | |
| 19 | MDL No. 06-4058: Plaintiff Jerry W. Sr. Vaughn and Sandra Vaughn | | |
| 20 | | | |
| 21 | Come now the Plaintiffs, Jerry W. Sr. Vaughn and Sandra Vaughn, and Defendant, Pfizer | | |
| 22 | Inc., by and through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule | | |
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| | | CTIDI II ATIONI OF DISMISS AL WITH DEFINICE | |

| 1 | 41(a), and hereby stipulate to the dismissal with prejudice of Plaintiffs, Jerry W. Sr. Vaughn | |
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| 2 | and Sandra Vaughn's action only, with each | side bearing its own attorneys' fees and costs. |
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| 4 | | |
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| 6 | Dated:, 2009 | By: Jayne Conroy |
| 7 | | HANLY CONROY BIERSTEIN SHERIDAN FISHER & HAYES LLP |
| 8 | 7 | 112 Madison Avenue |
| 9 | | New York, New York 10016-7416 (212) 784-6400 |
| 10 | | (212) 784-6420 (Fax) Email: jconroy@hanlyconroy.com |
| 11 | -and- | |
| 12 | | SIMMONSCOOPER LLC |
| 13 | | 707 Berkshire Blvd. East Alton, IL 62024 |
| 14 | | (618) 259-2222 (618) 259-2251 (Fax) |
| 15 | | Counsel for Plaintiff. |
| 16 | | |
| 17 | | Julia - |
| 18 | Dated: March 11, 2009 | Michelle W. Sadowsky |
| 19 | | DLA PIPER US LLP 1251 Avenue of the Americas |
| 20 | | New York, New York 10020-1104 (212) 335-4625 |
| 21 | | (212) 884-8675 (Fax) |
| 22 | | Counsel for Defendant Pfizer, Inc. |
| 23 | PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION, | |
| 24 | IT IS SO ORDERED. | |
| 25 | | |
| 26 | Dated: March 30, 2009 | By: United States District Court |
| 27 | | omes omico District Court |
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